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ATTORNEY DOCKET NO. 10040086-01

JAN 04 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Annette C. Grot, et al.

Serial No.: 10/799020

Examiner: James P. Hughes

Filing Date: Mar 11, 2004

Group Art Unit: 2883

Title: Photonic Crystal Sensors

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- (a) ☐ Under 37 CFR 1.97(b).
(Within three months of filing national application; or date of entry of national application; or before mailing date of first Office action on the merits; whichever occurs last).
- (b) ☒ Under 37 CFR 1.97(c) together with *either* a:
☒ Statement under CFR 1.97(e), or
☐ \$180.00 fee under 37 CFR 1.17(p).
(After the CFR 1.97(b) time period, but before a final action or notice of allowance, whichever occurs first).
- (c) ☐ Under 37 CFR 1.97(d) together with: a
Statement under 37 CFR 1.97(e), *and*
\$180.00 fee as set forth in 37 CFR 1.17(p).
(After a final action or notice of allowance, whichever occurs first, but before payment of the issue fee).

☒ STATEMENT UNDER 37 CFR 1.97(e)

The undersigned certifies that:

- ☒ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, or
- ☐ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

☐ PRIOR APPLICATIONS

References identified with an asterisk (*) in the enclosed PTO Form 1449, were disclosed in prior Patent Application No. _____, filed _____, now U.S. Patent No. _____, and, as such, copies thereof are not included pursuant to the provisions of 37 CFR 1.98(d).

☐ FOREIGN LANGUAGE DOCUMENTS

A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

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☒ **FEE AUTHORIZATION**

Please charge to Deposit Account 50-1078 the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

I hereby certify that this correspondence is being deposited with the United States Postal Service as:

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☒ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile: January 4, 2006

Typed Name: Linda A. Iimura

Signature: Linda A. Iimura

Respectfully submitted,

Annette C. Grot, et al.

By

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Attorney/Agent for Applicant(s)

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Date: January 4, 2006

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Form PTO-1449	ATTORNEY DOCKET NO. 10040086-01	SERIAL NO. 10/799020
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	APPLICANT Annette C. Grot, et al.	
	FILING DATE March 11, 2004	GROUP 2883
(Use several sheets if necessary)		

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME
	2005 0175304 A1	08/11/2005	Romagnoli et al.
	2004 0062505 A1	04/01/2004	Sugitatsu et al.
	2004 0027646 A1	02/12/2004	Miller et al.
	6,697,542	02/24/2004	Platzman et al.

FOREIGN PATENT DOCUMENT

DOCUMENT NUMBER	DATE	NAME	TRANSLATION YES NO

OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

EXAMINER	DATE CONSIDERED
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* Copies of these references are not enclosed Pursuant to 37 CFR 1.98(d). (See accompanying IDS)

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